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PTO/SB/21 (08-00)

Receipt  
JUN 11 2002TRANSMITTAL  
FORM

(to be used for all correspondence after initial filing)

Total Number of Pages in This Submission

12

Application Number	09/832,497
Filing Date	April 11, 2001
First Named Inventor	BEHL, ROBERT S.
Group Art Unit	3739
Examiner Name	KEARNEY, R.
Attorney Docket Number	016807-001530US

JUN 25 2002  
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ENCLOSURES (check all that apply)		
<input type="checkbox"/> Fee Transmittal Form	<input type="checkbox"/> Assignment Papers (for an Application)	<input type="checkbox"/> After Allowance Communication to Group
<input type="checkbox"/> Fee Attached	<input type="checkbox"/> Drawing(s)	<input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences
<input type="checkbox"/> Amendment / Response	<input type="checkbox"/> Licensing-related Papers	<input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief)
<input type="checkbox"/> After Final	<input type="checkbox"/> Petition Routing Slip (PTO/SB/69) and Accompanying Petition.	<input type="checkbox"/> Proprietary Information
<input type="checkbox"/> Affidavits/declaration(s)	<input type="checkbox"/> Petition to Convert to a Provisional Application	<input type="checkbox"/> Status Letter
<input type="checkbox"/> Extension of Time Request	<input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address	<input checked="" type="checkbox"/> Other Enclosure(s) (please identify below):
<input type="checkbox"/> Express Abandonment Request	<input type="checkbox"/> Terminal Disclaimer	SUPPLEMENTAL ADS Request for Corrected Filing Receipt
<input type="checkbox"/> Information Disclosure Statement	<input type="checkbox"/> Request for Refund	Return Postcard
<input type="checkbox"/> Certified Copy of Priority Document(s)	<input type="checkbox"/> CD, Number of CD(s)	
<input type="checkbox"/> Response to Missing Parts/ Incomplete Application		Remarks The Commissioner is authorized to charge any additional fees to Deposit Account 20-1430.
<input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53		
SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT		
Firm and Individual name	Townsend and Townsend and Crew LLP James M. Heslin	
Signature		
Date	May 29, 2002	

## CERTIFICATE OF MAILING

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Typed or printed name	JoAnn Evangelista		
Signature			
	Date	May 29, 2002	

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PA 3225964 v1



JUN 1 1 2002

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Customer Correction Branch  
Application Processing Division  
Assistant Commissioner for Patents  
Washington, D.C. 20231 On May 29, 2002

TOWNSEND and TOWNSEND and CREW LLP

By:

*JoAnn Evangelista*  
JoAnn Evangelista

PATENT

Attorney Docket No.: 016807-001560US

16807-001560US  
JUN 25 2001  
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**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re application of:

ROBERT S. BEHL et al.

Application No.: 09/832,497

Filed: April 11, 2001

For: APPARATUS AND METHOD FOR  
TREATING TUMORS NEAR THE  
SURFACE OF AN ORGAN

Examiner: KEARNEY, R.

Art Unit: 3739

**REQUEST FOR  
CORRECTED FILING RECEIPT**

Customer Correction Branch  
Application Processing Division  
Assistant Commissioner for Patents  
Washington, D.C. 20231

Sir:

Attached is a copy of the official Filing Receipt received from the Patent and Trademark Office in the above-noted application for which issuance of a corrected filing receipt is respectfully requested.

There is an error in that the domestic priority should be amended, as indicated on the attached copy of the Filing Receipt, to read:

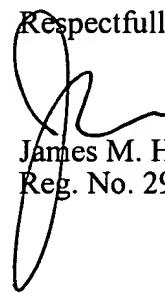
THIS APPLICATION IS A CIP OF 09/354,379 07/14/1999 PAT 6,337,998  
WHICH IS A CIP OF 09/124,152 07/28/1998 PAT 6,212,422

ROBERT S. BEHL et al.  
Application No.: 09/832,497  
Page 2

PATENT

The correction is not due to any error by applicant and no fee is due.

Respectfully submitted,

  
James M. Heslin  
Reg. No. 29,541

TOWNSEND and TOWNSEND and CREW LLP  
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JMH:jke  
PA 3225934 v1



016807-001530US

UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS  
 UNITED STATES PATENT AND TRADEMARK OFFICE  
 WASHINGTON, D.C. 20231  
 www.uspto.gov

APPLICATION NUMBER	FILING DATE	GRP ART UNIT	FIL FEE REC'D	ATTY.DOCKET.NO	DRAWINGS	TOT CLAIMS	IND CLAIMS
09/832,497	04/11/2001	3739	726	16807001530	8	39	37

CONFIRMATION NO. 1252

## FILING RECEIPT



OC000000006020055

20350

TOWNSEND AND TOWNSEND AND CREW  
 TWO EMBARCADERO CENTER  
 EIGHTH FLOOR  
 SAN FRANCISCO, CA 94111-3834

Date Mailed: 04/30/2001

Receipt is acknowledged of this nonprovisional Patent Application. It will be considered in its order and you will be notified as to the results of the examination. Be sure to provide the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION when inquiring about this application. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. If an error is noted on this Filing Receipt, please write to the Office of Initial Patent Examination's Customer Service Center. Please provide a copy of this Filing Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts" for this application, please submit any corrections to this Filing Receipt with your reply to the Notice. When the USPTO processes the reply to the Notice, the USPTO will generate another Filing Receipt incorporating the requested corrections (if appropriate).

## Applicant(s)

Robert S. Behl, Palo Alto, CA;  
 Eben L. Kermit, Menlo Park, CA;

## Domestic Priority data as claimed by applicant

THIS APPLICATION IS A CIP OF 09/124,152 07/28/1998 PAT 6,212,493

WHICH IS A CIP OF 09/354,379 07/14/1999

09/124,152 07/28/1998 PAT 6,212,493

## Foreign Applications

If Required, Foreign Filing License Granted 04/27/2001

Projected Publication Date: 08/09/2001

Non-Publication Request: No

Early Publication Request: No

\*\* SMALL ENTITY \*\*

## Title

Apparatus and method for treating tumors near the surface of an organ

Preliminary Class

607

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Data entry by : ZEW DIE, BROUKTAWIT

Team : OIPE

Date: 04/30/2001

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- The articles such as "a," "an" and "the" are not included as the first words in the title of an application. They are considered to be unnecessary to the understanding of the title.
- The words "new," "improved," "improvements in" or "relating to" are not included as first words in the title of an application because a patent application, by nature, is a new idea or improvement.
- The title may be truncated if it consists of more than 500 characters (letters and spaces combined).
- The docket number allows a maximum of 25 characters.
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Any corrections that may need to be done to your Filing Receipt should be directed to:

Assistant Commissioner for Patents  
Office of Initial Patent Examination  
Customer Service Center  
Washington, DC 20231

**SUPPLEMENTAL**

**Application Data Sheet**

**Application Information**

Application number:: 09/832,497  
Filing Date:: 04/11/01  
Application Type:: Regular  
Subject Matter:: Utility  
Suggested classification::  
Suggested Group Art Unit::  
CD-ROM or CD-R??::  
Number of CD disks::  
Number of copies of CDs::  
Sequence Submission::  
Computer Readable Form (CRF)?::  
Number of copies of CRF::  
Title:: APPARATUS AND METHOD FOR TREATING  
TUMORS NEAR THE SURFACE OF AN ORGAN  
Attorney Docket Number:: 016807-001530US  
Request for Early Publication:: No  
Request for Non-Publication:: No  
Suggested Drawing Figure::  
Total Drawing Sheets:: 8  
Small Entity?:: Yes  
Latin name::  
Variety denomination name::  
Petition included?:: No  
Petition Type::  
Licensed US Govt. Agency::  
Contract or Grant Numbers One::

Secrecy Order in Parent Appl.: No

**Applicant Information**

Applicant Authority Type: Inventor  
Primary Citizenship Country: US  
Status: Full Capacity  
Given Name: ROBERT  
Middle Name: S.  
Family Name: BEHL  
Name Suffix:  
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State or Province of Residence: CA  
Country of Residence: US  
Street of Mailing Address: 361 Tioga Court  
City of Mailing Address: Palo Alto  
State or Province of mailing address: CA  
Country of mailing address:  
Postal or Zip Code of mailing address: 94036

Applicant Authority Type: Inventor  
Primary Citizenship Country: US  
Status: Full Capacity  
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Middle Name: L.  
Family Name: KERMIT  
Name Suffix:  
City of Residence: Menlo Park  
State or Province of Residence: CA  
Country of Residence: US  
Street of Mailing Address: 2066 Oakley Avenue

City of Mailing Address:: Menlo Park  
State or Province of mailing address:: CA  
Country of mailing address:: US  
Postal or Zip Code of mailing address:: 94025

### **Correspondence Information**

Correspondence Customer Number:: 20350

### **Representative Information**

Representative Customer Number:: 20350

### **Domestic Priority Information**

Application::	Continuity Type::	Parent Application::	Parent Filing Date::
This Application	Continuation-in-part of	09/354,379	07/14/99
		PAT 6,337,998	
09/354,379	Continuation-in-part of	09/124,152	07/28/98
		PAT 6,212,433	

### **Foreign Priority Information**

Country:: Application number:: Filing Date::

### **Assignee Information**

Assignee Name::

Street of mailing address::

City of mailing address::

State or Province of mailing address::

Country of mailing address::

Postal or Zip Code of mailing address::

City of Mailing Address:: Menlo Park  
State or Province of mailing address:: CA  
Country of mailing address:: US  
Postal or Zip Code of mailing address:: 94025

#### **Correspondence Information**

Correspondence Customer Number:: 20350

#### **Representative Information**

Representative Customer Number:: 20350

#### **Domestic Priority Information**

Application::	Continuity Type::	Parent Application::	Parent Filing Date::
This Application	Continuation-in-part of	09/354,379	07/14/99
		PAT 6,337,998	
09/354,379	Continuation-in-part of	09/124,152	07/28/98
		PAT 6,212,433	

#### **Foreign Priority Information**

Country:: Application number:: Filing Date::

#### **Assignee Information**

Assignee Name:: RadioTherapeutics Corporation  
Street of mailing address:: 1308 Borregas Avenue  
City of mailing address:: Sunnyvale  
State or Province of mailing address:: CA  
Country of mailing address:: US  
Postal or Zip Code of mailing address:: 94089



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Bib Data Sheet

CONFIRMATION NO. 1252

SERIAL NUMBER 09/832,497	FILING DATE 04/11/2001 RULE	CLASS 607	GROUP ART UNIT 3739	ATTORNEY DOCKET NO. 16807001530
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APPLICANTS

Robert S. Behl, Palo Alto, CA;  
Eben L. Kermit, Menlo Park, CA;

\*\* CONTINUING DATA \*\*\*\*\*

THIS APPLICATION IS A CIP OF 09/354,379 07/14/1999 PAT 6,337,998  
WHICH IS A CIP OF 09/124,152 07/28/1998 PAT 6,212,433

PV 1-20-03

\*\* FOREIGN APPLICATIONS \*\*\*\*\*

NOM  
PV 1-20-03

IF REQUIRED, FOREIGN FILING LICENSE GRANTED \*\* SMALL ENTITY \*\*  
\*\* 04/27/2001

Foreign Priority claimed	<input type="checkbox"/> yes <input type="checkbox"/> no	STATE OR COUNTRY CA	SHEETS DRAWING 8	TOTAL CLAIMS 39	INDEPENDENT CLAIMS 8
35 USC 119 (a-d) conditions met	<input type="checkbox"/> yes <input type="checkbox"/> no <input type="checkbox"/> Met after Allowance				
Verified and Acknowledged	Examiner's Signature	Initials			

ADDRESS

20350

TITLE

Apparatus and method for treating tumors near the surface of an organ

FILING FEE RECEIVED 726	FEES: Authority has been given in Paper No. _____ to charge/credit DEPOSIT ACCOUNT No. _____ for following:	<input type="checkbox"/> All Fees <input type="checkbox"/> 1.16 Fees ( Filing ) <input type="checkbox"/> 1.17 Fees ( Processing Ext. of time ) <input type="checkbox"/> 1.18 Fees ( Issue ) <input type="checkbox"/> Other _____ <input type="checkbox"/> Credit
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